

Supplemental Amendment and Interview Summary
U.S. Patent Appl. Serial No. 09/652,793

REMARKS

Claims 3, 4, 8-14, 16-23 and 48-86 are pending in the subject application. In this Supplemental Amendment, Applicant has amended claims 3, 65 and 70 as explained below. Favorable reconsideration of the application and allowance of all of the pending claims are respectfully requested in view of the above amendments and the following remarks.

Applicant wishes to thank the Examiner for graciously granting the personal interview with the undersigned attorney on May 28, 2003. The following serves as an interview summary in satisfaction of 37 CFR 1.133 and MPEP 713.04.

- (A) No exhibits were shown or demonstrations conducted.
- (B) All of the claims were discussed, in particular, independent claims 3, 48, 65, 68, 69 and 70.
- (C) The following references were discussed: Ohta et al.; DeLorme et al.; Emmons; and Grimes.
- (D) It was proposed to amend claim 3 (and similar claims) to clarify that the present position information reflects the present position of the mobile communication device.
- (E) The principal thrust of Applicant's argument with respect to claims 3, 65, 68, 69 and 70 and their dependent claims is that no combination of the cited references discloses or suggests receiving position-related information that is a function of both the present position of the mobile communication device and a selection signal indicative of a selected topic of interest. With respect to claim 48 and its dependent claims, the principal thrust of Applicant's argument is that no combination of the cited references discloses or suggests a position reporting enabling unit as claimed.
- (F) With regard to formal matters, acknowledgement of Applicant's priority claim was discussed as well as the apparent error in the rejection of claim 48.

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(G) Applicant agreed to amend claim 3 (and similar claims) to clarify that the present position information relates to the present position of the mobile communication device. Further, Applicant agreed to amend the specification to reference the parent application, notwithstanding the submission of the priority claim via an application data sheet. The Examiner agreed to perform a new search based on the amended claims.

In accordance with the foregoing, Applicant has amended claims 3, 65 and 70 to recite “present position information of the mobile communication device.”

Further, Applicant has amended the specification to include reference to the parent application from which this application claims priority. Applicant notes, however, that under 37 CFR 1.78(a)(2) and (a)(5) and 1.76, the specification need not be amended to include a reference to the priority application where the reference is included in an application data sheet (as is the case here). In any event, the Examiner is again respectfully requested to acknowledge Applicant’s claim to priority under 35 U.S.C. §120 in the next communication by checking the appropriate box.

In view of the foregoing, Applicant respectfully requests the Examiner to find the application to be in condition for allowance with claims 3, 4, 8-14, 16-23 and 48-86. However, if for any reason the Examiner feels that the application is not now in condition for allowance, the Examiner is respectfully requested to call the undersigned attorney to discuss any unresolved issues and to expedite the disposition of the application.

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Applicant hereby petitions for any extension of time which may be required to maintain the pendency of this case, and any required fee for such extension is to be charged to Deposit Account No. 05-0460.

Respectfully submitted,



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